

ABSTRACT

Public services - Endowments Department – Allegation of Corruption against Sri Kolkar Parameswarappa, Executive Officer, Sri Kadiri Lakshmi Narasimha Swamy Devasthanam, Kadiri, Anantapur district – Trapped on 09.03.2008 – Sanction of Prosecution – Orders – Issued.

REVENUE (VIG.IV) DEPARTMENT

G.O.Ms.No. 906.

Dated the 26th of August, 2009.

ORDER:

Whereas, Sri Kolkar Parameswarappa, S/o. Devendrappa, worked as Executive Officer in Sri Kadiri Lakshmi Narasimha Swamy Devasthanam, Kadiri, Anantapur district, from 06.12.2007 to 09.03.2008 and as such by the virtue of the post held by him, he falls under the category of public servant as defined under section 2(c) of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, it is alleged that the complainant Sri Thammisetty Ramesh, S/o. Sri T. Subbanna, Contractor of the Bath rooms & latrines of Sri Kadiri Lakshmi Narasimha Swamy Temple, Kadiri, Anantapur district stated that since 5 years he was eking out his livelihood by doing contract work of bathrooms and latrines of Sri Kadiri Lakshmi Narasimha Swamy Temple, Kdiri, Anantapur district. On 22.2.2008 an open auction was conducted under supervision of Sri Kolkar Parameswarappa, Executive Officer for four bathrooms and two latrines of Gents and four bthrooms and two latrines of Ladies in the premises of the said temple. In that auction the complainant came out as a highest bidder for Rs.1,10,000/-. On the same day, i.e., on 22.2.2008, he had paid Rs.80,000/- towards bid amount and obtained a receipt from Sri Kolkar Parameswarappa, Executive Officer to this effect. On the very next day of his bidding, Sri Kolkar Parameswarappa, Executive Officer fixed four new taps in front of ladies bathrooms, which incurred loss to the complainant as nobody was coming to take bath in the said bath rooms. For that, on 2.3.2008 the complainant Sri T. Ramesh submitted a petition (complaint) to the said Executive Officer, Sri Parameswarappa with a request to remove the said newly fixed four taps in front of the ladies bathrooms. For that, Sri K. Parameswarappa, Executive Officer, demanded an amount of Rs.5,000/- as bribe amount for removal of four new taps fixed in front of the ladies bathrooms for which the complainant Sri T. Ramesh expressed his inability to pay the bribe amount of Rs.5,000/-. On 5.3.2008 morning, the complainant again met the Executive Officer Sri Parameswarappa at his residential quarter and requested him for removal of the said four taps, but all his efforts became futile. Again on 8.3.2008 morning, the complainant Sri T. Ramesh met Sri Parameswarappa and requested him to remove the newly fitted four taps in front of the ladies bathrooms. But all his requests fell on deaf ear of Sri Kolkar Parameswarappa, Executive Officer and as there was no other go for the complainant, Sri T. Ramesh, he unwillingly agreed to pay the bribe amount of Rs.5,000/- to Sri Parameswarappa. For that, Sri Kolkar Parameswarappa asked the complainant Sri T. Ramesh to come to his quarter with bribe amount in the after noon of 9.3.2008.

3. And whereas Sri T. Ramesh, S/o. Sri T. Subbanna, Contractor of the Bathrooms & latrines of Sri Kadiri Lakshmi Narasimha Swamy Temple, Kadiri, Anantapur district, was not willing to pay the said demanded bribe amount of Rs.5,000/- to Sri Kolkar Parameswarappa, Executive Officer of Sri Kadiri Lakshmi Narasimha Swamy Devasthanam, Kadiri, Anantapur district. On 8.3.2008 at 1230 hours, he went to ACB office, Anantapur and lodged a written Telugu complaint before the Deputy Superintendent of Police, Anti-Corruption Bureau, Anantapur and requested him to take necessary action against Sri K. Prameswarappa, Executive Officer of Sri Kadiri Lakshmi Narasimha Swamy Temple, Kadiri, Anantapur district. After due verification of the antecedents of Sri K. Parameswarappa and genuineness of the complaint, on 9.3.2008 at 0600 hours, Sri R. Venganna, Deputy Superintendent of Police, Anti-Corruption Bureau, Anantapur registered the said complaint as a case in Cr.No.3/RCT-ATP/2008 under section 7 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and took up investigation;

4. And whereas, it is further alleged that during the course of trap, on 9.3.2008 at about 1645 hours, the complainant Sri T. Ramesh came out from the office of the A.O.-1 Sri K. Parameswarappa and gave the pre-arranged signal to the trap party by wiping his face thrice with his handkerchief. When the both hand fingers of the A.O.-1 Sri K. Parameswarappa & A.O.-2 Pidikiti Venkatesulu were subjected to phenolphthalein test, yielded positive results. On that the AO-1 Sri K. Parameswarappa voluntarily stated that he had taken the tainted amount of Rs.5,000/- from T. Ramesh, the contractor of bathroom and latrines of Sri Kadiri Lakshmi Narasimha Swamy Temple as a bribe with his right hand and after counting the said tainted amount with his two hands, he handed over the same amount to AO-2 Sri P. Venkatesulu, Senior Assistant of the said Temple, as a token of repayment of the hand loan of Rs.5,000/- taken from the said AO-2 Sri P. Venkatesulu. Then the Deputy Superintendent of Police, Anti-Corruption Bureau, called for the AO-2 P. Venkatesulu, who was kept aside in another room and asked about the tainted amount. On that the AO-2 Sri P. Venkatesulu voluntarily stated that he had taken the tainted amount of Rs.5,000/- from the said AO-1, K. Parameswarappa, Executive Officer, as he had given a hand loan of Rs.5,000/- to him and thus he had taken as a token of repayment. So saying the AO-2 Sri P. Venkatesulu showed the tainted amount of Rs.5,000/- which was kept the same on the wooden table which was covered by the white flexi banner. The tainted currency notes of Rs.5,000/- were recovered from the possession of the A.O.-2 Sri P. Venkatesulu. The currency note numbers and denominations mentioned in the pre-trap proceedings tallied. All the relevant files and the material objects were seized under the cover of post trap proceedings;

5. And whereas, the said acts of Sri K. Parameswarappa, Executive Officer of Sri Kadiri Lakshmi Narasimha Swamy Devasthanam, Kadiri, Anantapur district, constitute offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act 1988 (Act 49 of 1988);

6. And whereas, the Government of Andhra Pradesh, being the competent authority to remove Sri K. Parameswarappa, Executive Officer of Sri Kadiri Lakshmi Narasimha Swamy Devasthanam, Kadiri, Anantapur district from Government service after fully and carefully examining the material placed before them in respect of the said allegations and having regard to the facts and circumstances of the case consider that the said Sri K. Parameswarappa, Executive Officer, Sri Kadiri Lakshmi Narasimha Swamy Devasthanam, Kadiri, Anantapur district should be prosecuted in a court of law for the aforesaid offences;

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh, hereby accord sanction for prosecution of the said Sri K. Parameswarappa, Executive Officer, Sri Kadiri Lakshmi Narasimha Swamy Devasthanam, Kadiri, Anantapur district for the aforesaid offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under the provisions of law for the time being in force in respect of the aforesaid acts for taking cognizance of the said offences by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(K. V. RAMANA CHARY)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti-Corruption Bureau, Hyderabad.